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09400HB3801ham001

LRB094 03494 RAS 42625 a

1 AMENDMENT TO HOUSE BILL 3801

2 AMENDMENT NO. _____. Amend House Bill 3801 by replacing
3 everything after the enacting clause with the following:

4 "Section 1. Short title. This Act may be cited as the
5 Medical School Applicant Criminal Background Check Act.

6 Section 5. Sex offender defined. "Sex offender" has the
7 meaning given to that term in the Sex Offender Registration
8 Act.

9 Section 10. Criminal background check for applicants. An
10 applicant for admission to a medical school located in Illinois
11 must submit to, and each medical school located in Illinois
12 must require, a criminal background check for violent felony
13 convictions and any adjudication of an applicant as a sex
14 offender conducted by the Department of State Police and the
15 Federal Bureau of Investigation as part of the medical school
16 admissions application process. A medical school shall forward
17 the name, sex, race, date of birth, and social security number
18 of each of its applicants to the Department of State Police to
19 be searched against the Illinois criminal history records
20 database and the Statewide Sex Offender Database in the form
21 and manner prescribed by the Department of State Police. If a
22 search of the Illinois criminal history records database and
23 the Statewide Sex Offender Database indicates that the

1 applicant has a conviction record or has been adjudicated a sex
2 offender, a fingerprint-based criminal history records check
3 shall be required. Each applicant requiring a
4 fingerprint-based search shall submit his or her fingerprints
5 to the Department of State Police in the form and manner
6 prescribed by the Department of State Police. These
7 fingerprints shall be checked against the fingerprint records
8 now and hereafter filed in the Department of State Police and
9 Federal Bureau of Investigation criminal history records
10 databases. The Department of State Police shall furnish,
11 pursuant to positive identification, records of an applicant's
12 violent felony convictions and any record of an applicant's
13 adjudication as a sex offender to the medical school that
14 requested the criminal background check.

15 Section 15. Fees. The Department of State Police shall
16 charge each requesting medical school a fee for conducting the
17 criminal background check, which shall be deposited in the
18 State Police Services Fund and shall not exceed the cost of the
19 inquiry. Each requesting medical school is solely responsible
20 for payment of this fee to the Department of State Police. Each
21 medical school may impose its own fee upon an applicant for
22 admission to cover the cost of the criminal background check at
23 the time the applicant submits to the criminal background
24 check.

25 Section 20. Admissions decision. The information collected
26 as a result of the criminal background check shall be
27 considered by the requesting medical school in determining
28 whether or not to admit the applicant. A violent felony
29 conviction shall not preclude an applicant from gaining
30 admission to any medical school located in Illinois. However,
31 an applicant who has been adjudicated a sex offender shall be
32 precluded from gaining admission to any medical school located

1 in Illinois.

2 Section 90. The Department of State Police Law of the Civil
3 Administrative Code of Illinois is amended by adding Section
4 2605-327 as follows:

5 (20 ILCS 2605/2605-327 new)

6 Sec. 2605-327. Conviction and sex offender information for
7 medical school. Upon the request of a medical school under the
8 Medical School Applicant Criminal Background Check Act, to
9 ascertain whether an applicant for admission has been convicted
10 of any violent felony or has been adjudicated a sex offender.
11 The Department shall furnish this information to the medical
12 school that requested the information.

13 Section 99. Effective date. This Act takes effect upon
14 becoming law.".